

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

UNITED STATES OF AMERICA : **CRIMINAL NO.** _____
v. : **DATE FILED:** _____
DOMINGO MORRILLO-FERNANDEZ : **VIOLATION:**
: **8 U.S.C. § 1326(a), (b)(2) (illegal reentry**
: **by an alien after removal -- 1 count)**
: **18 U.S.C. § 911 (false claim of citizenship –**
: **1 count)**
: **18 U.S.C. § 1028(a)(4) (possession of**
: **identification document with intent to**
: **defraud the United States – 1 count)**

INDICTMENT

COUNT ONE

THE GRAND JURY CHARGES THAT:

On or about February 27, 2006, in Philadelphia, in the Eastern District of Pennsylvania, the defendant

DOMINGO MORRILLO-FERNANDEZ,

an alien and a native and citizen of the Dominican Republic, who had previously been deported from the United States on or about August 28, 1992, was found in the United States, having knowingly and unlawfully re-entered the United States without first applying to the Attorney General of the United States or his successor, the Secretary for Homeland Security (Title 6, United States Code, Sections 202(3), (4) and 557), for permission to reapply for admission, and without receiving in response the express consent of the Attorney General or his successor to reapply for admission.

In violation of Title 8, United States Code, Section 1326(a), (b)(2).

COUNT TWO

THE GRAND JURY FURTHER CHARGES THAT:

On or about February 27, 2006, in Philadelphia, in the Eastern District of Pennsylvania, the defendant

DOMINGO MORRILLO-FERNANDEZ,

an alien and a native and citizen of the Dominican Republic, falsely and willfully represented himself to be a citizen of the United States to agents of the United States Immigration and Customs Enforcement who, as part of their duties, inquired about the defendant's identity and citizenship status.

In violation of Title 18, United States Code, Section 911.

COUNT THREE

THE GRAND JURY FURTHER CHARGES THAT:

On or about February 27, 2006, in Philadelphia, in the Eastern District of Pennsylvania, the defendant

DOMINGO MORRILLO-FERNANDEZ

knowingly possessed an identification document with the intent that such document be used to defraud the United States, that is, he knowingly possessed a United States passport in the name of R. S.-S., an identification document issued by the United States Department of State, and the defendant then used this passport to falsely claim that he was a United States citizen to agents of the United States Immigration and Customs Enforcement who, as part of their duties, inquired about the defendant's identity and citizenship status.

In violation of Title 18, United States Code, Section 1028(a)(4).

A TRUE BILL:

GRAND JURY FOREPERSON

PATRICK L. MEEHAN
United States Attorney